

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

2:09-cr-00034-RCJ-LRL

Plaintiff,

vs.

ORDER

GENARO GAMEZ-MACIAS,

Defendant.

Before the Court for consideration is the (#21) Report and Recommendation of Magistrate Lawrence R. Leavitt, filed August 14, 2009. No opposition has been filed.

The Court has conducted a review of the record in this case and determines that the Report and Recommendation (#21) of the United States Magistrate Judge entered August 14, 2009, should be affirmed. As such,

IT IS HEREBY ORDERED that Magistrate Judge Leavitt's Report and Recommendation (#21) be AFFIRMED and ADOPTED and that Defendant's (#17) Motion to Dismiss Based on Prior Unlawful Deportation is **DENIED**.

DATED: September 17, 2009


Robert C. Jones
United States District Judge